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I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:
Date: November 9, 2010 Name: Michael E. Hussey (Reg. No. 63,285)

**RESPONSE PURSUANT TO
37 CFR §1.116
EXPEDITED PROCEDURE
GROUP ART UNIT 2441**

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Kenji Ishii et al.

Appln. No.: 10/772,223

Filed: February 3, 2004

For: APPARATUS AND A METHOD FOR
OPTIMIZING NETWORK RESOURCES
EMPLOYED IN DATA COMMUNICATION

Attorney Docket No: 9683/165

Examiner: Alicia Baturay

Art Unit: 2441

Confirmation No.: 2202

**SUMMARY OF INTERVIEW AND
REPLY TO FINAL OFFICE ACTION DATED SEPTEMBER 9, 2010**

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action dated September 9, 2010, the Applicant respectfully requests consideration of the following remarks.

Listing of the Claims begins on page 2 of this paper.

Remarks begin on page 6 of this paper.